

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

SARAH BRADBURN, PEARL  
CHERRINGTON, CHARLES HEINLEN,  
and the SECOND AMENDMENT  
FOUNDATION,

Plaintiffs,

v.

NORTH CENTRAL REGIONAL LIBRARY  
DISTRICT,

Defendant.

No. CV-06-327-EFS

**DECLARATION OF CHARLES  
HEINLEN IN OPPOSITION TO  
DEFENDANT'S MOTION FOR  
SUMMARY JUDGMENT**

I, Charles Heinlen, declare as follows:

1. I am one of the Plaintiffs in this case. I am over the age of 18 and competent to testify to the matters stated herein. I make this declaration on personal knowledge.

2. On November 17, 2006 I visited the Okanogan branch of the North Central Regional Library District ("NCRL") to use the Internet. I was specifically interested in determining whether certain Web sites – including [www.womenandguns.com](http://www.womenandguns.com) – were blocked by NCRL's Internet filter. I attempted to access [www.womenandguns.com](http://www.womenandguns.com), but NCRL's filter blocked the Web site and denied me access to it. The Web site was inadvertently omitted from the list of sites included in my answer to NCRL's Interrogatory No. 5.

1           3.       On February 23, 2008 I visited NCRL's Omak branch, again with the purpose  
2 of determining whether certain Web sites were blocked by NCRL's Internet filter. I attempted  
3 to access the following Web sites, and confirmed that NCRL's filter blocked all of them under  
4 the category Nudity and Risque, except [www.courting-disaster.com](http://www.courting-disaster.com) which was blocked under  
5 the category Adult Materials:

6           [www.netnude.com](http://www.netnude.com)  
7           [aanr.com](http://aanr.com)  
8           [www.artenuda.com/paintings2.asp](http://www.artenuda.com/paintings2.asp)  
9           [gregfriedler.com](http://gregfriedler.com)  
10           [billbrandt.com](http://billbrandt.com)  
11           [www.ryoung-art.com](http://www.ryoung-art.com)  
12           [www.courting-disaster.com](http://www.courting-disaster.com)  
13           [www.mapplethorpe.org/index.html](http://www.mapplethorpe.org/index.html)  
14           [fineartnude.com/webring](http://fineartnude.com/webring)

15 I was also denied access to the personals section of the Craigslist Web site – a section that I  
16 would like to be able to access in the future.

17           I declare under penalty of perjury that the foregoing is true and correct. Executed this  
18 25<sup>th</sup> day of February, 2008 at Omak, Washington.

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By: \_\_\_\_\_  
Charles Heinlen

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5 the category Adult Materials:

6           www.netnude.com  
7           aanr.com  
8           www.artnude.com/paintings2.asp  
9           gregfriedler.com  
10           billbrandt.com  
11           www.ryoung-art.com  
12           www.courting-disaster.com  
13           www.mapplethorpe.org/index.html  
14           fineartnude.com/webcing

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21 By: Charles H. Heinlen  
22 Charles Heinlen  
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on February 25, 2008, I electronically filed the foregoing  
3 document with the Clerk of Court using the CM/ECF system, which will send notification of  
4 such filing to the persons listed below:

5 Thomas D. Adams  
6 Celeste Mountain Monroe  
7 KARR TUTTLE CAMPBELL  
8 1201 Third Avenue, Suite 2900  
9 Seattle, WA 98101

Attorneys for Defendant

10 DATED this 25<sup>th</sup> day of February, 2008.

11 AMERICAN CIVIL LIBERTIES UNION OF  
12 WASHINGTON FOUNDATION

13 By: /s/ Aaron H. Caplan  
14 Aaron H. Caplan, WSBA #22525  
15 American Civil Liberties Union of Washington  
16 Foundation  
17 705 Second Avenue, Third Floor  
18 Seattle, WA 98103  
19 Tel. (206) 624-2184  
20 Fax (206) 624-2190  
21 [caplan@aclu-wa.org](mailto:caplan@aclu-wa.org)  
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